S.B.CRIMINAL MISC. BAIL APPLICATION NO. 4416/2007
(Hoshiyar Singh and Ors. Vs. State of Rajasthan)

DATE OF ORDER : 10/09/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. B.S.Rathore for the petitioners.
Mr. Ashok Upadhayay, Public Prosecutor for State.
Mr. Yogesh Sharma for the complainant.

Heard learned counsel for the petitioners and Public Prosecutor for the State assisted by counsel for the complainant. Perused the order impugned as also injury report of injured Surendra Kumar.

The injuries suffered by the injured are simple in nature by blunt object.

In the circumstances, therefore, looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I consider it just and proper to allow the bail application filed by the petitioners under Section 438 Cr.P.C.

Accordingly, the bail application filed by the petitioner u/s 438 Cr.P.C. is allowed and it is directed that in the event of arrest of petitioners Hoshiyar Singh S/o Ghassi Ram, Jai Singh S/o Ghassi Ram and Jaiveer Singh S/o Ghassi Ram in CR No.148/2007 P.S. Bhirani, district Hanumangarh, they shall be released on bail for a period till the police concludes the investigation and files the challan provided each of them furnishes a personal bond in the sum of Rs.10,000/- along with one surety of like amount to the satisfaction of Investigating Officer to surrender and appear before the trial court on the date of filing of the challan after conclusion of the investigation on the following conditions:-

(i)That they shall make themselves available for interrogation by

a police officer as and when required;

(ii)That they shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That they shall not leave India without the previous permission of the Court.

The petitioners shall surrender before the trial court on the date of filing of the challan and move a regular bail.

(H.R.PANWAR), J.

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